PROSKAUER ROSE LLP Howard L. Ganz (HG-8644) Evandro C. Gigante (EG-7402) 1585 Broadway New York, NY 10036-8299 Telephone 212.969.3000 Fax 212.969.2900 Attorneys for Defendants

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

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ANNETTE SMITH,

Plaintiff, :

08 Civ. 7888 (WHP)

ECF CASE

against

NATIONAL BASKETBALL ASSOCIATION, : INC., and BERNARD TOLBERT

NOTICE OF APPEARANCE

Defendants.

To the Clerk of this Court and all parties of record:

Please enter the appearance of Howard L. Ganz, Esq. of Proskauer Rose LLP as counsel of record in this case for defendants National Basketball Association, Inc., and Bernard Tolbert.

I certify that I am admitted to practice in this Court.

Dated: New York, New York

October 6, 2008

Respectfully submitted,

Howard L. Ganz

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